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Patent Law Offices of Heath W. Hoglund
256 Eleanor Roosevelt
San Juan PR 00918

In re Application of :
Munoz-Guerra, et al. : DECISION REFUSING STATUS
Application No. 10/606,321 : UNDER 37 CFR 1.47(a)
Filed: June 25, 2003 :
Atty. Dkt. No.: AUTO-0010 :
For: CONVEYOR BELT ASSEMBLY :

This decision is in response to the petition under 37 CFR 1.47(a), filed March 3, 2005.

The petition is **DISMISSED**.

Rule 47 applicant is given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventor. Failure to respond will result in abandonment of the application. Any extensions of time will be governed by 37 CFR 1.136(a).

The above-identified application was filed June 25, 2003 without an executed oath or declaration. Accordingly, a Notice to File Missing Parts of Nonprovisional Application was mailed September 30, 2004 requiring, *inter alia*, an executed oath or declaration and a surcharge.

A grantable petition under 37 CFR 1.47(a) requires: (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116; (3) the petition fee; and (4) a statement of the last known address of the non-signing inventor.

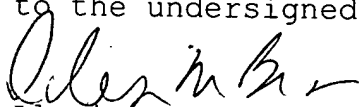
As to item (1), petitioners have failed to establish that effort has been made to reach the non-signing inventor at the non-signing inventor's last known address for presentation of the

By facsimile: (703) 872-9306

By hand:

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Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3205.

A handwritten signature in dark ink, appearing to read 'Alesia M. Brown', is written over the typed name.

Alesia M. Brown
Petitions Attorney
Office of Petitions



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ignacio Muñoz-) Group Art Unit: Unknown
Guerra, et al.)
) Examiner: Unknown
Appln. No.: 10/606,321)
)
Filed: June 25, 2003) **PETITION UNDER 37 C.F.R. 1.47**
)
For: Conveyor Belt Assembly)
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Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a petition under 37 C.F.R. 1.47. The subject application was filed on behalf of Inventors Ignacio Muñoz-Guerra, Ariel Caraballo, Francisco Rosario, Carmelo Arroyo and Geovanny Lopez. Inventors Ignacio Muñoz-Guerra, Ariel Caraballo, Francisco Rosario and Carmelo Arroyo have executed a declaration for the application, and have assigned their entire interest to Autopak Engineering Corp. A copy of the declaration and assignment documents are enclosed herewith.

As set forth in the attached declaration of Ignacio Muñoz-Guerra, this application is a continuation-in-part of U.S. Patent No. 6,612,426, which has the same inventors as this application. This application claims subject matter

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